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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ke-Wen DONG, et al
Title: RECOMBINANT BIOLOGICALLY ACTIVE
HUMAN ZONE PELLUCIDA PROTEINS 3
(HZIP3) TO TEST MAIL FERTILITY
Appl. No.: 09/252,828
Filing Date: 02/19/1999
Examiner: Lisa V. Cook
Art Unit: 1641

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RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action dated August 27, 2002, Applicants hereby elect, with traverse, the claims of Group I, claims 48-49, 57-60, and 63-64.

REMARKS

Applicants traverse the restriction requirement for the following reasons.

The pending claims have already been examined once

Applicants wish to bring to the Examiner's attention that prior to the filing of the CPA, which essentially only renumbered the claims without making any substantive changes, the Examiner has already searched the claims and issued a final Office Action, dated January 15, 2002, in which the Examiner withdrew a similar previous restriction requirement. To highlight this fact, applicants attach hereto as Appendix I, a redlined version comparing the pending claims with the claims that were pending prior to the filing of the CPA.